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OCT 17 2007

U.S. DISTRICT COURT

MIRIAM M. ROBINSON (RETIRED)

JAMES A. BATSON  
BLAINE H. BORTNICK  
ETHAN A. BRECHER  
DAVID I. GREENBERGER  
MICHAEL E. GRENER  
JAMES R. HUBBARD  
JEFFREY L. LIDDLE  
DAVID M. MAREK  
CHRISTINE A. PALMIERI  
MARC A. SUSSWEIN

October 15, 2007

JEFFREY ZIMMERMAN  
STEPHEN J. STEINLIGHT  
ANDREA M. PAPARELLA  
REBECCA A. SAENGER  
LISA D. SIDMAN  
DINA N. WEINBERG  
DAVID H. FELOSTEIN  
AMY L. STUTIUS\*

\*AWAITING ADMISSION TO THE BAR

**Via Mail & Facsimile / (212) 805-7901**The Honorable Harold Baer  
United States District Judge  
Daniel Patrick Moynihan  
United States Courthouse  
500 Pearl Street, Room 2230  
New York, New York 10007Re: Barry F. Willman v. Lazard Freres & Co. and Lazard Capital Markets LLC  
Docket No.: 07 CV 3382

Dear Judge Baer:

We write on behalf of both parties to jointly request this Court extend the date by which discovery must be completed from October 15, 2007 until December 14, 2007. The parties require this extension because they have been engaged in extensive and productive settlement discussions that both parties believe may result in the resolution of this matter.

The Court set October 15, 2007 as the discovery cut off date in its June 28, 2007 Pretrial Scheduling Order. Since that time, the parties have completed a substantial amount of discovery: Plaintiff served document requests on July 20, 2007, and interrogatories on August 23, 2007; Defendants served document requests and interrogatories on July 27, 2007; Plaintiff has noticed nine depositions; and Defendants have noticed the deposition of Plaintiff. The parties have

Respectfully submitted,  
David Marek  
David Marek (DM 2083)  
n, Esq. (attorney for Defendants)

1) An extension as sought to Dec 14  
is G routed as no was  
effect the balance of the PTC is last day  
to file dispositive (very brief) motions & your  
PTC. No other worry about the approval of  
(3) While I don't know about the motion rates ahead  
litigation, please don't delay. I will handle it before trial ahead  
with permission. A failure to comply as before trial ahead  
will be noted as a default at PTC.

SO ORDERED:  
Harold Baer, Jr., U.S.D.J.  
Date: 10/23/01

Endorsement:

1. An extension as sought to December 14 is granted.
2. Such extension will in no way affect the balance of the PTSO, i.e., last day to take depositions (fully briefed) motions and your February trailing trial calendar month.
3. While I too worry about the expense of litigation please don't stay discovery again without the court's permission.
4. A failure to comply with motion dates risks my not reaching it before trial which will proceed as explained at PTC, in any event.